



D. Kenyon Williams, Jr.
320 South Boston Avenue, Suite 400
Tulsa, OK 74103-3708
Direct Dial: (918) 594-0519
Facsimile: (918) 594-0505
kwilliams@hallestill.com

November 17, 2006

VIA E-MAIL AND FIRST CLASS MAIL

Richard T. Garren, Esq.
Riggs, Abney, Neal, Turpen, Orbison & Lewis
502 West Sixth Street
Tulsa, OK 74119

Re: State of Oklahoma, et al. v. Tyson Foods, Inc., et al., Case No. 05-CV-329-TCK-SAJ, In the United States District Court for the Northern District of Oklahoma

Dear Mr. Garren:

We are in receipt of your November 7, 2006 letter. We are puzzled by the letter because nothing is more obvious to us than the interest that the victim of an invasive sampling has in having the results of the analysis of those samples. Hall Estill's clients are the owners of the properties from which samples were taken; accordingly, they are understandably interested in the results of the analysis of the samples that your client took.

With regard to whether a similar request has been made of the other parties to the lawsuit, we see that as a side step of our request. It was the State of Oklahoma which forced our clients to submit to these invasive samplings, not the party Defendants. We, therefore, would like to see the results you obtained, noting also that, because you have refused to tell anyone what substances you were testing for or what test methods were used, there is no guarantee that the Defendants' results will match the State's.

Please indicate whether or not the State will provide information to these private citizens who were subjected to invasive sampling? If the answer is "no," we will proceed accordingly. If the answer is "yes, but only under an appropriate confidentiality agreement," we have already indicated that we believe such an arrangement can be made. In addition, we note that the State has conceded, in its Response Document No. 880, that providing our Clients with the sample results "would not necessarily constitute a waiver of the State's work product claim as to Defendant."

Sincerely,

D. Kenyon Williams, Jr.

DKW:jl

cc: Michael D. Graves, Esq.
681359.1:712304:00550

Exhibit 3

Hall, Estill, Hardwick, Gable, Golden & Nelson
A Professional Corporation
www.hallestill.com

Tulsa, OK Oklahoma City, OK Washington, D.C. Northwest Arkansas